

1 BILL NO. S-82-04-26

2 SPECIAL ORDINANCE NO. S-77-82)

3 AN ORDINANCE approving Change Order No. 3  
4 for 5902-81, Nebraska Neighborhood Phase VI  
5 in connection with the Board of Public Works

6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT  
7 WAYNE, INDIANA:

8 SECTION 1. That Change Order No. 3 for 5902-81, Nebraska  
9 Neighborhood Phase VI to Rieth-Riely Construction Co., Inc.,  
10 in connection with the Board of Public Works, for:

11 the construction of new walks on private  
12 property as part of the project to prevent  
water drainage,

13 in the amount of \$3,460.64, as set out in the specifications,  
14 which are on file in the Office of the Board of Public Works  
15 and are by reference incorporated herein and made a part hereof,  
16 be and the same is in all things ratified, confirmed and  
17 approved.

18 SECTION 2. That this Ordinance shall be in full force  
19 and effect from and after its passage and approval by the Mayor.

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21   
22 COUNCILMEMBER

23 APPROVED AS TO FORM AND  
24 LEGALITY APRIL 23, 1982

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26 BRUCE O. BOXBERGER, CITY ATTORNEY  
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Read the first time in full and on motion by C. Stier, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Public Works (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 4-27-82, the 4 day of April, 1982, at 4 o'clock P.M., E.S.T.

DATE: 4-27-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by C. Stier, seconded by Stier, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>	<u>      </u>	<u>1</u>	<u>      </u>
<u>BRADBURY</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>BURNS</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>EISBART</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>GIAQUINTA</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>NUCKOLS</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>X</u>	<u>      </u>
<u>SCHMIDT</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCHOMBURG</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>STIER</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>TALARICO</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>

DATE: 5-11-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) NO. 1-77-82

on the 11th day of May, 1982.

ATTEST:

(SEAL)

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of May, 1982, at the hour of 11:00 o'clock A.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 13th day of May, 1982, at the hour of 4 o'clock P.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

BILL NO. S-82-04-26

REPORT OF THE COMMITTEE ON PUBLIC WORKS

WE, YOUR COMMITTEE ON Public Works TO WHOM WAS REFERRED AN  
ORDINANCE approving Change Order No. 3 for 5902-81, Nebraska  
Neighborhood Phase VI in connection with the Board of Public Works

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

JOHN NUCKOLS - CHAIRMAN

BEN A. EISBART - VICE CHAIRMAN

JAMES S. STIER

MARK E. GIAQUINTA

DONALD J. SCHMIDT

*Approved by Talarico*  
*Don Carter*  
*James Stier*  
*Mark Giaquinta*  
*Donald J. Schmidt*

5-11-82 CONCURRED IN  
DATE CHARLES W. WESTERMAN, CITY CLERK

Resolution No. 5902-81  
Board Order No. 135-80  
Date Jan. 20, 1982

Attested by: Robert A. Kennedy Date 4/7/82

Change Order No. 3  
Resolution No. 5902-81  
Board Order No. 135-80

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: Because of the construction of new curbs on Perry St., the  
public sidewalk had to be raised for drainage purposes. This necessitated constructing  
new walks on private property as part of the project to prevent water drainage problem.
2. Will proposed change alter size of the project? Yes          No X  
If yes, explain:
3. Affect on operation and maintenance cost of this project: This new walk is on private  
property and, therefore, is to be maintained by the property owner.

*Richard Knappenberger* *Project Engineer*  
Richard Knappenberger, Project Engineer

TITLE OF ORDINANCE Change Order #3, Res. 5902-81, Nebraska Neighborhood Phase VI

DEPARTMENT REQUESTING ORDINANCE Board of Public Works S-82-04-26

SYNOPSIS OF ORDINANCE Because of the construction of new curbs on Perry St., the  
public sidewalk had to be raised for drainage purposes. This necessitated constructing  
new walks on private property as part of the project to prevent water drainage  
problem. Rieth-Riely Construction Co., Inc. is the contractor.

EFFECT OF PASSAGE continuation of Nebraska Neighborhood project.

EFFECT OF NON-PASSAGE project cannot be completed

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) Increase \$3460.64

ASSIGNED TO COMMITTEE \_\_\_\_\_